

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ALASKA  
 CIVIL DOCKET ENTRIES FOR CASE A02-0097--CV (JKS)  
 "RALPH KERMIT WINTERROWD II V BRAD L. NELSON"

Including terminated parties, excluding terminated counsel

Presiding Judge: The Honorable James K. Singleton, U.S. District Judge  
 Magistrate Judge:  
 Referral Rule:  
 Filed: 04/26/02  
 Closed: NO

Jurisdiction: (3) Federal Question (US Govt not a Party)  
 PLF Diversity:  
 DEF Diversity:

Nature of Suit: (440) Other Civil Rights

Origin: (1) Original Proceeding  
 Demand:  
 Filing fee: Paid \$150.00 on 04/26/02 receipt # 00117384  
 Trial by: Jury

Parties of Record:

Counsel of Record:

PLF 1.1	WINTERROWD, RALPH KERMIT II	Ralph Kermit Winterrowd II Pro Per c/o POB 877109 Knik, AK 99687 907-357-8003 FAX 907-357-8007
DEF 1.1	NELSON, BRAD L.	Stephanie Galbraith Moore Attorney General's Office 1031 W. 4th Avenue, Suite 200 Anchorage, AK 99501 907-269-5190 FAX 907-258-0760
DEF 2.1	CYR, JOHN R.	Stephanie Galbraith Moore (see above)
DEF 3.1	SANTIAGO, JORGE A.	Stephanie Galbraith Moore (see above)
DEF 4.1	BATY, ROBERT M.K.	Stephanie Galbraith Moore (see above)
DEF 5.1	[T] WASHINGTON, LEVITICUS	No counsel found for this party!
DEF 6.1	[T] BURKMIRE, MICHAEL E.	No counsel found for this party!
DEF 7.1	[T] SMITH, DEL	No counsel found for this party!
DEF 8.1	[T] HAYES, RONALD P.	No counsel found for this party!
DEF 9.1	[T] PERONTO, VANCE	No counsel found for this party!

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ALASKA  
CIVIL DOCKET PARTY INFORMATION FOR CASE A02-0097--CV (JKS)  
"RALPH KERMIT WINTERROWD II V BRAD L. NELSON"

Including terminated parties, excluding terminated counsel

Parties of Record:

Counsel of Record:

DEF 10.1 [T] CASANOVAS, DENNIS E.

No counsel found for this party!

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Document #	Filed	Docket text
1 - 1	04/26/02	Complaint filed.
2 - 1	06/27/02	JKS Minute Order that plf file returns of svc w/i 20 days. cc: cns1
3 - 1	07/16/02	PLF 1 Notice to court re: response to order at dkt 2 re: service.
3 - 2	07/22/02	JKS Order denying demand for jury trial. cc: cns1
4 - 1	07/30/02	JKS Minute Order requiring proof of svc by 08/24/02 or case will be dismissed. cc: cns1
NOTE - 1	08/26/02	Issued: summons re: amended complaint on DEF 1-10.
5 - 1	08/26/02	PLF 1 Complaint (Amended).
5 - 2	08/26/02	PLF 1 Jury Demand.
6 - 1	08/29/02	PLF 1 Return of Service Executed re: DEF 1 on 8/26/02.
7 - 1	08/29/02	PLF 1 Return of Service Executed re: DEF 2 on 8/26/02.
8 - 1	08/29/02	PLF 1 Return of Service Executed re: DEF 3 on 8/26/02.
9 - 1	08/29/02	PLF 1 Return of Service Executed re: DEF 4 on 8/26/02.
10 - 1	08/29/02	PLF 1 Return of Service Executed re: DEF 5 on 8/26/02.
11 - 1	08/29/02	PLF 1 Return of Service Executed re: DEF 6 on 8/26/02.
12 - 1	08/29/02	PLF 1 Return of Service Executed re: DEF 7 on 8/26/02.
13 - 1	08/29/02	PLF 1 Return of Service Executed re: DEF 8 on 8/26/02.
14 - 1	08/29/02	PLF 1 Return of Service Executed re: DEF 9 on 8/26/02.
15 - 1	08/29/02	PLF 1 Return of Service Executed re: DEF 10 on 8/26/02.

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Document #	Filed	Docket text
16 - 1	09/03/02	DEF 9 Attorney Appearance of Stephanie Galbraith Moore (AAG-200).
17 - 1	09/11/02	DEF 1-10 motion to dismiss.
18 - 1	09/12/02	DEF 1-8; 10 Attorney Appearance of S. Moore (AAG-200).
19 - 1	10/08/02	DEF 1-8; 10 Amended Attorney Appearance of S. Galbraith Moore (AAG-200).
20 - 1	10/08/02	DEF 1-8; 10 Notice of errata re: service.
21 - 1	10/08/02	DEF 1-10 motion (amended) to dismiss w/att memo.
22 - 1	11/01/02	PLF 1 motion to accept late filing w/att proposed motion to quash amended motion to dismiss w/memo and exhs.
23 - 1	11/04/02	PLF 1 motion to quash amended motion to dismiss w/att memo and exhs.
24 - 1	11/04/02	JKS Order denying mot to quash amended mot to dismiss (23-1); granting mot to accept late filing (22-1); granting/denying mot to dismiss (17-1), mot (amended) to dismiss (21-1); cmplt alleging defs sued in their official capacity for money damages dism w/prej; DEFS 6,7,9,&10 dism w/out prej; plf has until 12/02/02 to amend cmplt; if no amended cmplt fld, crt will convert to a dismissal w/prej; defs to provide authorization for service by 11/12/02; DEF 8 dism w/prej. cc: cns1
25 - 1	11/05/02	PLF 1 motion to quash amended motion to dismiss with memorandum in support Errata (amended).
26 - 1	11/05/02	PLF 1 motion rule 11 challenge to Stephanie Galbraith Moore.
27 - 1	11/12/02	DEF 1-5 oppo to PLF 1 mot rule 11 challenge to Stephanie Galbraith Moore (26-1).
28 - 1	11/12/02	DEF 1-5 motion for reconsideration.
28 - 2	11/14/02	JKS Order denying motion for reconsideration (28-1). cc: cns1
29 - 1	11/26/02	DEF 1-5 Notice regarding service.
30 - 1	12/02/02	JKS Order denying mot rule 11 challenge to Stephanie Galbraith Moore (26-1). cc: cns1
31 - 1	12/02/02	PLF 1 motion to strike Moore's Rule 11 motion.
32 - 1	12/02/02	PLF 1 motion to compel addresses, provide attorney, or to appoint liason for Alaska State Troopers w/att aff.
33 - 1	12/02/02	DEF 1-5 oppo to PLF 1 mot to quash amended motion to dismiss (25-1).
34 - 1	12/05/02	JKS Order denying mot to quash amended mot to dismiss (25-1), mot to strike Moore's Rule 11 mot (31-1), mot to compel addresses, provide attorney, or to appoint liason for Alaska (32-1); plf shall file amended cmplt by 12/18/02 or the dismissals w/out prej of defs Smith, Casanovas, Peronto, and Burkmire will be converted to dismissals w/prej. cc: cns1
35 - 1	12/06/02	DEF 1-5 oppo to PLF 1 mot to compel addresses, provide attorney, or to appoint liason for Alaska State Troopers (32-1) w/att notice.

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Document #	Filed	Docket text
NOTE - 2	12/18/02	Issued: summons re: DEF 1-7 and 9-10.
36 - 1	12/18/02	PLF 1 Return of Service Executed re: DEF 1 on 12/18/02.
37 - 1	12/18/02	PLF 1 Return of Service Executed re: DEF 2 on 12/18/02.
38 - 1	12/18/02	PLF 1 Return of Service Executed re: DEF 3 on 12/18/02.
39 - 1	12/18/02	PLF 1 Return of Service Executed re: DEF 4 on 12/18/02.
40 - 1	12/18/02	PLF 1 Return of Service Executed re: DEF 6 on 12/18/02.
41 - 1	12/18/02	PLF 1 Return of Service Executed re: DEF 5 on 12/18/02.
42 - 1	12/18/02	PLF 1 Return of Service Executed re: DEF 7 on 12/18/02.
43 - 1	12/18/02	PLF 1 Return of Service Executed re: DEF 9 on 12/18/02.
44 - 1	12/18/02	PLF 1 Return of Service Executed re: DEF 10 on 12/18/02.
45 - 1	12/19/02	PLF 1 Complaint (Amended).
45 - 2	12/19/02	PLF 1 Jury Demand.
46 - 1	01/07/03	DEF 1-7; 9-10 motion for extension of time until 01/21/03 to file answer to complaint.
46 - 2	01/08/03	JKS Order granting motion for extension of time until 01/21/03 to file answer to complaint (46-1). cc: cns1
47 - 1	01/21/03	DEF 1-7; 9-10 Answer to Complaint.
48 - 1	01/21/03	DEF 1-7; 9-10 Jury Demand.
49 - 1	01/23/03	JKS Minute Order re: initial case stat rpt/case S&P; Rule 16(b) rpt is due w/i 28 days. cc: cns1
50 - 1	02/26/03	PLF 1 Response to Order re: 16(b) report.
51 - 1	03/05/03	DEF 1-7; 9-10 Response to scheduling & planning conference report submitted by plaintiff.
52 - 1	03/18/03	JKS Scheduling and Planning Order setting pretrial deadlines: Original discovery 11/14/03; Dispositive motions deadline 12/15/03. TBJ estimate 5 days. cc: cns1
53 - 1	12/01/03	DEF 1-7; 9-10 motion for extension of time to 03/15/04 to file dispositive and motions in limine w/att aff.
54 - 1	02/09/04	DEF 1-7; 9-10 motion for summary judgment and for sanctions w/att memo & exhs.
55 - 1	02/27/04	PLF 1 motion to delay opposition to 03/31/04 to summary judgment w/att exhs.
56 - 1	03/01/04	JKS Minute Order granting mot to delay oppo to 03/31/04 to sj (55-1). cc: cns1

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57 - 1	03/02/04	JKS Order granting mot for ext of time to file mots (53-1) & setting the following dates: Disp mots ddln 03/15/04. cc: cns1
58 - 1	03/31/04	PLF 1 motion to delay opposition to summary judgment till 04/30/04 w/att aff.
58 - 2	04/02/04	JKS Order granting mot to delay oppo to sj till 04/30/04 (58-1). cc: cns1
59 - 1	04/02/04	Doc #59 NOT USED.
60 - 1	04/02/04	DEF 1-7; 9-10 non-oppo to PLF 1 mot to delay oppo to sj till 04/30/04 (58-1).
61 - 1	04/30/04	PLF 1 opposition to DEF 1-7; 9-10 motion for summary judgment and for sanctions (54-1) w/att exhs.
62 - 1	05/14/04	DEF 1-7; 9-10 reply to oppo to DEF 1-7; 9-10 mot for sj and for sanctions (54-1).
63 - 1	05/18/04	PLF 1 oppo to DEF 1-7; 9-10 mot for sj and for sanctions (54-1) w/att exh.
64 - 1	06/16/04	DEF 1-7; 9-10 Errata re: reply to oppo to DEF 1-7; 9-10 mot for sj & for sanctions (54-1).
65 - 1	08/23/04	JKS Order grant in part & denied in part motion for summary judgment and for sanctions (54-1); pltf's claims as directed dsmssd w/prejudice; pltf's other claims as directed also dsmssd w/out prejudice; def's mot for sanctions denied; D9 dsmssd w/prejudice; D5-7, 10 dsmssd w/out prejudice; pltf's amended cmplt as directed due 9/17/04; if pltf fails to amend cmplt then crt will convert this ord to a dsmssl w/prejudice as to all claims & D5-7,10. cc: cns1
66 - 1	08/30/04	DEF 1-7; 10 motion for reconsideration of order of 8/23/04 w/att exhs.
66 - 2	08/31/04	JKS Order denying motion for reconsideration of order of 8/23/04 (66-1). cc: cns1
67 - 1	09/16/04	PLF 1 motion to extend time (to 10/18) to file motion for reconsideration.
67 - 2	09/16/04	PLF 1 motion to extend time to file new complaint (21 days after ruling on motion to reconsider).
68 - 1	09/22/04	DEF 1-3 appeal to 9CCA of (65-1) filed 08/23/04, (66-2) filed 08/31/04. cc:cns1, R. Winterrowd 2nd, Judge Singleton, 9CCA
NOTE - 3	09/23/04	Transmittal: Forwarded notice of appeal (68-1) to 9CCA.(representation statement attached to appeal.
69 - 1	09/23/04	Cy 9CCA Certificate of Record. (68-1) cc: cns1, R. Winterrowd II, Judge Singleton, 9CCA (original)
70 - 1	10/01/04	DEF 1-3 Transcript Designation/Order Form re: notice of appeal (68-1)none requested.

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71 - 1	10/12/04	JKS Order denying motion to extend time (to 10/18) to file motion for reconsideration (67-1); grant in part motion to extend time to file new complaint (67-2); amended complaint due 11/17/04. cc: cns1
72 - 1	10/13/04	Cy 9CCA Time Schedule Order (68-1) cc:cns1, Judge Singleton
73 - 1	11/17/04	PLF 1 motion to move case from USDC to a Dist crt of the US under Article III clause 1&2 in law and equity under the authority of the US exercising the judicial power of the US w/att exhs.
74 - 1	11/29/04	DEF 1-7; 10 opposition to PLF 1 motion to move case from USDC to a Dist crt of the US under Article III clause 1&2 in law and equity under the authority of the US exercising the judicial power of the US (73-1).
75 - 1	12/13/04	Copy of Order from 9CCA (68-1). Appellee's mot to dismiss appeal for lack of jurisdiction is denied. The 11/22/04 request for O/R is referred to the panel assigned to decide the merits of the appeal. The Opening briefs and excerpts of record are due 1/19/05; the asnwer is due 2/17/04 and optional reply is due w/i 14 days after svc of answering brief. cc: cns1, R. WinterrowdII, Judge Singleton
76 - 1	12/14/04	JKS Minute Order denying motion to move case from USDC to a Dist crt of the US under Article III clause (73-1). cc: cns1
77 - 1	04/01/05	JKS Order that plf's claims falling under due process claims of the 14th & 6th Amendment in addition to his unreasonable search claims and the state claim of conversion are DISMISSED w/prejudice; defs 5, 6, 7 & 10 are DISMISSED w/prejudice; crt will await ruling from 9CCA before proceeding further w/remaining claim for excessive force. cc: cns1
NOTE - 4	04/07/05	Transmittal: Forwarded D.C. record to 9CCA consisting of 3 original volumes and 1 expando w/ dkt # 61.